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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 SHAWN WOODALL,
12 CDCR #F-91270,

13 Plaintiff,

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15 vs.
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17 ARNOLD SCHWARZENEGGER, et al.,
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19 Defendants.
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Civil No. 10cv1890 BTM (BGS)

ORDER

**(1) DENYING MOTION TO
REOPEN CASE;**

**(2) GRANTING MOTION FOR
EXTENSION OF TIME TO FILE
SECOND AMENDED COMPLAINT;**

**(3) GRANTING MOTION FOR
LEAVE TO FILE EXCESS PAGES;
AND**

**(4) DENYING MOTION FOR COPY
OF FIRST AMENDED
COMPLAINT**

[ECF Nos. 21-24]

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25 On May 16, 2011, this Court granted Plaintiff's request for an extension of time to file
26 his Second Amended Complaint. *See* May 16, 2011 Order at 2. That Order was returned to the
27 Court as "undeliverable" with the notation that Plaintiff had been paroled [ECF No. 18].
28 Plaintiff has now filed four additional motions including: (1) Motion to Reopen Case Pursuant

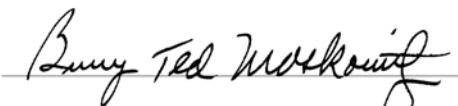
1 to Rule 15(c)(2) or 60(b) of the Federal Rules of Civil Procedure; (2) Motion for Enlargement
2 of Time to File Second Amended Complaint; (3) Motion for Permission to Exceed Page
3 Limitation; and (4) Motion for Order Directing Clerk of Court to Send Plaintiff a Copy of his
4 First Amended Complaint. In these Motions Plaintiff indicates that his parole has been revoked
5 again and he is currently incarcerated at the Richard J. Donovan Correctional Facility.

6 First, Plaintiff's Motion to Reopen the case is **DENIED** as moot. No judgment has been
7 entered in this matter and the case will proceed once Plaintiff files his Second Amended
8 Complaint. Second, because it appears that Plaintiff did not receive the Court's May 16, 2011
9 Order, Plaintiff's Motion for an Extension of Time to File his Second Amended Complaint is
10 **GRANTED**. The Clerk of Court is directed to mail Plaintiff a copy of the Court's May 16, 2011
11 Order. The Court will provide Plaintiff an additional sixty (60) days from the date this Order
12 is "Filed" to submit his Second Amended Complaint. In addition, Plaintiff's Motion for
13 Permission to Exceed Page Limitation is **GRANTED**. Plaintiff's Second Amended Complaint
14 is not to exceed fifty (50) pages. Finally, Plaintiff's Motion for a Copy of his First Amended
15 Complaint is **DENIED**. This request is denied as Plaintiff has no constitutional right to free
16 photocopying services. *See Sands v. Lewis*, 886 F.2d 1166, 1169 (9th Cir. 1990) (per curiam).
17 As the Court stated in the May 16, 2011 Order, Plaintiff may contact the Clerk of Court to
18 arrange for a copy at the standard rate of \$0.50 per page.

19 The Court cautions that if Plaintiff continues to fail to apprise the Court of his current
20 address, this action may be subject to dismissal without prejudice for failure to prosecute. *See*
21 SD CIVLR 83.11(b). Plaintiff is also reminded that he must correct all the deficiencies of
22 pleading noted in the Court's March 9, 2011 Order.

23 **IT IS SO ORDERED.**

24 DATED: July 8, 2011

25 
26 Honorable Barry Ted Moskowitz
27 United States District Judge
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